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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

AMG Services, Inc. et al.,

Defendants, and

Park 269 LLC, et al.,

Relief Defendants.

Case No. 2:12-cv-536

**PLAINTIFF'S MOTION
FOR LEAVE TO FILE
UNDER SEAL EXHIBITS
TO MOTION TO UNSEAL**

1 Plaintiff Federal Trade Commission (“FTC”) hereby moves this Court for an Order granting the
2 FTC leave to file under seal the exhibits and attachments (Docket No. 561, 561-1, *et seq.*), to its Motion
3 To Unseal And File Redacted Memoranda And Exhibits In Connection With Summary Judgment Motions
4 (“Unseal Motion”) (Docket No. 560.) The Court has approved the FTC’s similar request to provisionally
5 file materials under seal with respect to the FTC’s summary judgment filings. (*See* Docket Nos. 476, 506,
6 525, 562.) In support of this motion, the FTC states as follows:

7 1. On January 11, 2013, this Court entered an amended protective order, (Docket No. 308),
8 permitting parties to designate documents and testimony as confidential, and to submit such information to
9 the Court under seal.

10 2. On September 30, 2013, the FTC filed a motion for summary judgment (Docket No. 454).
11 With the Court’s permission, (Docket No. 476), the FTC filed under seal its memorandum, (Docket No.
12 456), and exhibits, (Docket No. 455), in support thereof.

13 3. On December 3, 2013, the FTC filed an opposition to Defendants’ motion for summary
14 judgment (Docket No. 491), and exhibits in support thereof (Docket Nos. 491-1, 491-2, 491-3, 491-4,
15 491-5, 491-6, 491-7, 491-8). The FTC filed these documents under seal with the Court’s permission.
16 (Docket No. 506.)

17 4. On December 20, 2013, the FTC filed a reply in support of its motion for summary
18 judgment (the “Reply”), as well as an appendix and declaration with accompanying exhibits (Docket No.
19 514 *et seq.*). These documents were filed under seal, with the Court’s permission. (Docket No. 525.)

20 5. On March 2, 2014, the FTC filed an opposition to Defendants’ objection to the magistrate
21 judge’s January 28, 2014 report and recommendation, (Docket No. 556), and on March 3, 2014, the FTC
22 filed a response to Defendants’ objection to the magistrate judge’s January 28, 2014 evidentiary rulings
23 (Docket No. 557.) The FTC sought leave to file these documents under seal out of an abundance of
24 caution, and due to the breadth of the Defendants’ confidential designations. The Court granted the FTC’s
25 motion to file these documents under seal. (Docket No. 562.)

26 6. On March 11, 2014, the FTC filed an Unseal Motion, seeking to unseal and file redacted
27 memoranda and exhibits in connection with its summary judgment motions and briefings. (Docket No.

560.) In its Unseal Motion, the FTC proposed numerous redactions to its summary judgment memoranda and exhibits. (Docket No. 561, 561-1, *et seq.*)

7. Some of the redacted exhibits attached to the FTC's Unseal Motion contain documents and testimony designated by Defendants as confidential. Defendants take the position that some of those exhibits should remain sealed entirely, and that some of those exhibits require redactions in excess of those proposed by the FTC. As a result, the FTC, out of an abundance of caution, seeks leave of the Court to file the exhibits to its Unseal Motion under seal until the Court has an opportunity to resolve the Unseal Motion.

WHEREFORE, the FTC respectfully requests leave of the Court to file under seal all exhibits to its Unseal Motion (Docket No. 561, 561-1, *et seq.*).

March 11, 2014

Respectfully submitted,

/s/ Ioana Rusu

Nikhil Singhvi

Jason D. Schall

Helen P. Wong

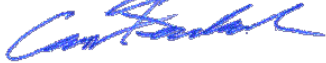
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Courtney A. Estep

***Attorneys for Plaintiff
Federal Trade Commission***

IT IS SO ORDERED:



UNITED STATES MAGISTRATE JUDGE

DATED: 3-24-2014

CERTIFICATE OF SERVICE

I, Ioana Rusu, certify that, as indicated below, all parties were served by electronic case filing with **PLAINTIFF'S MOTION FOR LEAVE TO FILE UNDER SEAL EXHIBITS TO MOTION TO UNSEAL.**

Dated: March 11, 2014

/s/Ioana Rusu
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